

Attorney's Docket No. 032301-041

| As a below-named inventor, I hereby declare that: | | |
|---|----------------------|---------------------------------|
| I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (if only one name is listed below) OR AN ORIGINAL, FIRST AND JOINT INVENTOR (if more than one name is listed below) OF THE SUBJECT MATTER | | |
| As a below-named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name; I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (if only one name is listed below) OR AN ORIGINAL, FIRST AND JOINT INVENTOR (if more than one name is listed below) OF THE SUBJECT MATTER WHICH IS CLAIMED AND FOR WHICH A PATENT IS SOUGHT ON THE INVENTION ENTITLED: PULMONARY AND CIRCULATORY BLOOD FLOW SUPPORT DEVICES AND METHODS FOR HEART SURGERY PROCEDURES the specification of which (check one) is attached hereto; was filed on January 13, 1999 as Application No. 09/231,320 and was amended on (if applicable) | | |
| | AND METHODS FOR HEAR | RT SUR |
| the specification of which | | |
| (check one) | | is attached hereto; |
| | × | was filed on January 13, 1999 a |
| | | Application No. 09/231,320 |
| | | |

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE;

I ACKNOWLEDGETHE DUTY TO DISCLOSE TO THE OFFICE ALL INFORMATION KNOWN TO ME TO BE MATERIAL TO PATENTABILITY AS DEFINED IN TITLE 37, CODE OF FEDERAL REGULATIONS, Sec. 1.56 (as amended effective March 16, 1992);

I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code Sec. 119 and/or Sec. 365 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application(s) on which priority is claimed:

Attorney's Docket No. COMBINED DÉCLARATION AND POWER OF ATTORNEY 032301-041 PRIORITY APPLICATION NUMBER DATE OF FILING COUNTRY/INTERNATIONAL CLAIMED (day, month, year) YES_ NO_ YES_ NO. I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention: Bruce J. Boggs, Jr. 32,344 28,531 Robert G. Mukai 17,337 William L. Mathis 25,952 William H. Benz 28,223 15.913 George A. Hovanec, Jr. Peter H. Smolka Peter K. Skiff 31,917 James A. LaBarre 28,632 19,885 Robert S. Swecker 29,195 28,510 Richard J. McGrath E. Joseph Gess 22,124 Platon N. Mandros Matthew L. Schneider 32,814 27,903 Benton S. Duffett, Jr. 22,030 R. Danny Huntington 32,596 Michael G. Savage 30,505 24,239 Eric H. Weisblatt Joseph R. Magnone 30,113 James W. Peterson 26,057 Gerald F. Swiss Norman H. Stepno 22,716 33.089 Michael J. Ure 30,427 Teresa Stanek Rea Ronald L. Grudziecki 24,970 33,096 Charles F. Wieland III 25.885 Frederick G. Michaud, Jr. 26,003 Robert E. Krebs Bruce T. Wieder 33,815 Robert M. Schulman 31.196 25.813 Alan E. Kopecki Todd R. Walters 34,040 William C. Rowland 30,888 Regis E. Slutter 26,999 25,423 Samuel C. Miller, III 27,360 T. Gene Dillahunty Patrick C. Keane 32,858 16,110 Ralph L. Freeland, Jr. and: Chuck H. Jew, Reg. No. 34,192, Cindy A. Lynch, Reg. No. 38,699, Joseph P. O'Malley, Reg. No. 36,226 Kal Shami, Reg. No. 38,745 T. Gene Dillahunty Address all correspondence to: BURNS, DOANE, SWECKER & MATHIS, L.L.P. P.O. Box 1404 Alexandria, Virginia 22313-1404 at (650) 854-7400. Address all telephone calls to: T. Gene Dillahunty I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. DATE FULL NAME OF SOLE OR FIRST INVENTOR 1-25-99 Walid Najib Aboul-Hosn CITIZENSHIP RESIDENCE U.S.A. 3462 Bridgeford Drive, Sacramento, CA 95834 POST OFFICE ADDRESS DATE SIGNATU FULL NAME OF SECOND JOINT INVENTOR, IF ANY 1-27-99 William Russell Kanz CITIZENSHIP RESIDENCE U.S.A. 4695 Francis Court, Sacramento, CA 95822 POST OFFICE ADDRESS DATE SIGNATURE FULL NAME OF THIRD JOINT INVENTOR, IF ANY CITIZENSHIP RESIDENCE POST OFFICE ADDRESS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Aboul-Hosn et al.

Group No.: 2165

PATENT

Serial No.:

10/079,053

Examiner: Unknown

Filed:

19 February 2002

For:

Pulmonary and Circulatory Blood Flow Support Devices and Methods for Heart

Surgery Procedures

Assistant Commissioner for Patents Washington, D.C. 20231

POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST (REVOCATION OF PRIOR POWERS)

As assignee of record of the entire interest of the above identified application,

REVOCATION OF PRIOR POWERS OF ATTORNEY

all powers of attorney previously given are hereby revoked and

NEW POWER OF ATTORNEY

the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark Office connected therewith.

(list name and registration number)

Daniel D. Ryan (29,243) John M. Manion (38,957) Daniel R. Johnson (46,204) Laura A. Dable (46,436)

Joseph A. Kromholz (34,204) Patricia Jones (46,318) Patricia A. Limbach (50,295)

(check the following item, if applicable)

Attached, as part of this power of attorney, is the authorization of the above named [] attorney(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO:

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Recorded in PTO on

30 April 1999

Reel:

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STATEMENT UNDER 37 CFR 3.73(b)

[x] In accordance with 37 CFR 3.73, I have reviewed the evidentiary documents establishing my/our ownership of the application identified herein, and certify that to the best of my/our knowledge and belief, title is with me/us who seek to take action.

I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date 4/18/02

(Signature of person authorized to sign on behalf of assignee)

Fred Dinger

(type or print name of person authorized to sign on behalf of assignee)

Title:

Vice President

NOTE:

The assignee of the entire interest may revoke previous powers and be represented by an attorney of his or her selection. 37 CFR 1.36.